

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE P.R.RAMAN

WEDNESDAY, THE 20TH DECEMBER 2006 / 29TH AGRAHAYANA 1928

WP(C).No. 33901 of 2006(J)

PETITIONER:

1. KERALA WATER AUTHORITY REPRESENTED
BY ITS MANAGING DIRECTOR, JALA BHAVAN,
THIRUVANANTHAPURAM.
2. THE EXECUTIVE ENGINEER,
KERALA WATER AUTHORITY, P.H.DIVISION,
MALAPPURAM, P.O.MALAPPURAM, MALAPPURAM DISTRICT.

BY ADV. SMT.AMBIKA DEVI, SC, KWA

RESPONDENTS:

1. SALES TAX OFFICER (COMMERCIAL)
WORKS AND CONTRACT AND LUXURY TAX,
MALAPPURAM.
2. DEPUTY COMMISSIONER (APPEALS),
COMMERCIAL TAXES, ERNAKULAM.
3. THE DEPUTY TAHSILDAR (RR),
ERANAD TALUK, MANJERY P.O.,
MALAPPURAM DISTRICT.
4. THE TAHSILDAR (RR), ERANAD TALUK,
MANJERI P.O., MALAPPURAM DISTRICT.

BY GOVT.PLEADER SRI JULIAN XAVIER

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 20/12/2006, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

P.R.RAMAN, J.

W.P. (C) .NO.33901 OF 2006

Dated this the 20th day of December, 2006

JUDGMENT

Petitioner-assessee aggrieved by the order of assessment, has preferred an appeal Ext.P3 along with the stay application, Ext.P3(d) produced in this case. So far the stay application has not been disposed of. Meanwhile, the revenue recovery proceedings are initiated as evidenced by Exts.P4 and P5. Hence, appropriate direction is sought for.

2. Heard the learned Government Pleader also.

3. In the circumstances, there will be a direction to the Appellate Authority to consider the stay application, Ext.P3(d) and dispose of the same in accordance with law within a period of one month. Till such time further proceedings pursuant to Exts.P4 and P5

W.P.(C).NO.33901/2006

be kept in abeyance and thereafter will be subject to any orders that may be passed by the Appellate Authority.

Writ Petition is disposed of as above.

**P . R . RAMAN ,
JUDGE .**

kcv.